

House Engrossed

**FILED**

**JANICE K. BREWER  
SECRETARY OF STATE**

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
First Regular Session  
2007

CHAPTER 146

# **HOUSE BILL 2051**

AN ACT

AMENDING SECTION 28-2010, ARIZONA REVISED STATUTES; RELATING TO THE  
MOTORCYCLE SAFETY FUND.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-2010, Arizona Revised Statutes, is amended to  
3 read:

4 28-2010. Motorcycle safety fund; administration; advisory  
5 council

6 A. A motorcycle safety fund is established consisting of monies  
7 deposited pursuant to subsection B of this section and monies from gifts,  
8 grants and other donations. The director of the governor's office of highway  
9 safety shall administer the fund. On notice from the director of the  
10 governor's office of highway safety, the state treasurer shall invest and  
11 divest monies in the fund as provided in section 35-313, and monies earned  
12 from investment shall be credited to the fund. Up to ten per cent of the  
13 monies in the fund may be used for administrative costs. Monies in the fund  
14 are subject to legislative appropriation and are exempt from the provisions  
15 of section 35-190 relating to lapsing of appropriations, ~~except that all~~  
16 ~~monies in the fund that are deposited pursuant to subsection B of this~~  
17 ~~section and that exceed one hundred fifty thousand dollars revert to the~~  
18 ~~state highway fund.~~

19 B. Notwithstanding section 28-2004, through June 30, 2010, the  
20 director of the department of transportation shall deposit, pursuant to  
21 sections 35-146 and 35-147, one dollar of each motorcycle registration fee  
22 collected pursuant to section 28-2003 in the motorcycle safety fund.

23 C. Subject to legislative appropriation, the director of the  
24 governor's office of highway safety shall use monies deposited in the  
25 motorcycle safety fund pursuant to this section, after consultation with the  
26 ~~state~~ ARIZONA motorcycle safety advisory council, to implement and support  
27 voluntary motorcycle education, awareness and other programs, including  
28 covering the cost of materials for motorcycle safety, education and awareness  
29 programs.

30 D. Through June 30, 2010, the ~~state~~ ARIZONA motorcycle safety advisory  
31 council is established consisting of five members who have experience in  
32 motorcycle safety and who are appointed by the governor for three year terms.  
33 Members may be removed for cause and may be reappointed. The council shall  
34 meet at least quarterly and on the call of the director of the governor's  
35 office of highway safety for advice on the expenditure of monies in the  
36 motorcycle safety fund.

APPROVED BY THE GOVERNOR MAY 1, 2007.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 1, 2007.